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### FACSIMILE COVER SHEET

<b>DATE:</b>	<u>July 29, 2004</u>		
<b>TO:</b>	NAME: <u>Doug Lindsey</u>		
	COMPANY: <u>US Patent and Trademark Office</u>		
	FAX NUMBER	PHONE NUMBER:	<u>703-305-8087</u>
	<u>703-308-6778</u>		
	CITY:	<u>Alexandria</u>	
<b>FROM:</b>	NAME: <u>Robin L. Clow</u>		
	DIRECT DIAL NUMBER:	USER ID:	<u>4313</u>
	<u>949-759-5264</u>		
NUMBER OF PAGES, INCLUDING COVER:	<u>5</u>	CHARGE NUMBER:	

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**SUPPLEMENTAL MESSAGE:**

Attached are the Transmittal to Missing Parts showing fees of \$628.00 to be charged to our USPTO account. Also, attached is the Updated Filing Receipt indicating fees of \$1256 received. As per our telephone conversation, I am attaching these documents so we can receive a refund of the difference. Please feel free to contact me if you have any questions, and thank-you for your help.

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THE INFORMATION CONTAINED IN THIS TRANSMISSION IS PRIVILEGED AND CONFIDENTIAL. IT IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

Howrey Docket No. 04813.0045.CPUS03  
Metallic Power Ref. No.: M63.CIP3.US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

**Stuart I. Smedley, et al.**

Application No.: **10/660,450**

Filed: **September 10, 2003**

For: **METHOD FOR OPERATING A METAL  
PARTICLE ELECTROLYZER**

Art Unit: **1742**

Examiner: **Unassigned**

**TRANSMITTAL TO FILE MISSING PARTS**

*Mail Stop Missing Parts*  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FILE COPY**

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application mailed December 3, 2003, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- Copy of the Notice to File Missing Parts;
- Combined Declaration and Power of Attorney;
- Copy of Filing Receipt with corrections to be made; and
- Return postcard.

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**CERTIFICATE OF MAILING**  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached hereto) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 3, 2004  
Date of Deposit

Robin L. Clow  
Name of Person Mailing Paper

R. Clow  
Signature of Person Mailing Paper

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Howrey Docket No. 04813.0045.CPUS03  
Metallic Power Ref. No.: M63.CIP3.US

The fees due are calculated as follows:

<b>Filing Fee for Patent Application (37 C.F.R. § 1.16)</b>	<b>\$385.00</b>
<b>Fee for excess claims over 20 (37 C.F.R. § 1.16)</b>	<b>135.00</b>
<b>Fee for excess Independent Claims</b>	<b>43.00</b>
<b>Surcharge for Multiple Dependent Claims</b>	<b>0.00</b>
<b>Surcharge for late filing of Declaration (37 C.F.R. § 1.16)</b>	<b>65.00</b>
<b>Extension of time fees under 37 C.F.R. § 1.17</b>	<b>.00</b>
<b>TOTAL FEES SUBMITTED HEREWITH</b>	<b>\$628.00</b>

The U.S. Patent and Trademark Office is hereby authorized to charge the requisite fee, believed to be \$628.00 to our Deposit Account No. 08-3038, referencing Docket No. 04813.0045.CPUS03. A duplicate copy of this transmittal is enclosed.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038.

If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefore are hereby authorized to be charged to our Deposit Account No. 08-3038.

Respectfully submitted,

Date: February 3, 2004

Sean Burdick  
Sean D. Burdick, Reg. No. 51,513

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Adjustment date: 08/02/2004	DLINDSEY	10660450
02/11/2004 GWORDOF1	00000005	083038
01 FC:1001	770.00	CR
	86.00	
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01 FC:1201		
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07/29/04 TELC:2001 385.00 DA  
07/29/04 TELC:2201 43.00 DA  
07/29/04 TELC:2202 135.00 DA

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